

FORM JAD-007
1/09

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: Mary B. Boyce
Ronald P. Boyce
Debtor(s)
JPMorgan Chase Bank, N.A.
Movant(s),
v. Mary B. Boyce
Ronald P. Boyce
and RONDA J. WINNECOUR, ESQ.,
Chapter 13 Trustee,
Respondent(s).

13-24858
Bankruptcy No. JAD
Chapter 13
Related To Doc. No. 105, 108

ORDER GRANTING CONDITIONAL RELIEF FROM STAY IN FAVOR OF
JPMorgan Chase Bank, N.A.

AND NOW, this 28 day of June, 2017, after the hearing on the Motion for Relief From the Automatic Stay filed by JPMorgan Chase Bank, N.A. (the "Movant"), and due consideration of the Debtor's response thereto, if any, and upon consideration of arguments and statements of counsel at the hearing held thereon,

It is hereby **ORDERED** that the automatic stay is terminated as it affects the interests of the Movant with respect to that certain collateral referenced in Movant's Motion for Relief From the Automatic Stay as being 5872 Route 982, Newberry, PA 15671; **PROVIDED HOWEVER**, that this Order granting relief from stay is stayed for so long as:

- (1) The Debtor(s), within thirty-two (32) days of this Order, remit(s) \$ 2,909.00 to the Chapter 13 Trustee in readily available funds (which is to be distributed by the Chapter 13 Trustee to the Movant as adequate protection);

(2) On a go forward basis from and after the date of this Order, the Debtor(s) shall timely make full plan payments to the Chapter 13 Trustee, on or before the date upon which the respective plan payment is due; and

(3) Other:

It is hereby further **ORDERED** that *time is of the essence*. For the duration of this bankruptcy case, in the event that the Debtor(s) fail to make any subsequent plan payments (as well as such other payments that may be required by this Order) to the Chapter 13 Trustee, then the stay of this Order shall be vacated and the automatic stay unconditionally lifted as it affects the interests of the Movant with said property or collateral upon the filing of an Affidavit of Default by Movant without further hearing or without entry of an additional order. Such Affidavit of Default shall contain a statement of default as supported by the creditor's own records as well as the records of the Chapter 13 Trustee.

In the event that the automatic stay is terminated as provided in this Order, then the Trustee shall make no further disbursements to any creditor on account of any secured claim that is secured by the subject collateral, unless directed otherwise by further Order Of Court.



6-28-2017

JEFFERY A. DELLER
United States Bankruptcy Judge

CASE ADMINISTRATOR TO MAIL:

cc: Ronda Winnecour, Chapter 13 Trustee (via CM:ECF e-mail)
Debtor(s)
Counsel for Debtor(s)
Counsel for Movant

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6/28/17 1:55 pm
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Imaged Certificate of Notice Page 3 of 3

United States Bankruptcy Court
Western District of Pennsylvania

In re:
Ronald P. Boyce
Mary B. Boyce
Debtors

Case No. 13-24858-JAD
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: amaz
Form ID: pdf900

Page 1 of 1
Total Noticed: 1

Date Rcvd: Jun 28, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 30, 2017.

db/jdb +Ronald P. Boyce, Mary B. Boyce, 5822 Route 982, New Derry, PA 15671-1006

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 30, 2017

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 28, 2017 at the address(es) listed below:

Andrew F Gornall on behalf of Creditor JPMORGAN CHASE BANK, N.A. agornall@goldbecklaw.com,
bkgroup@goldbecklaw.com/bkgroup@kmlawgroup.com
James Warmbrodt on behalf of Creditor JPMORGAN CHASE BANK, N.A. bkgroup@kmlawgroup.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov
Paul W. McElrath, Jr. on behalf of Debtor Ronald P. Boyce ecf@mcelrathlaw.com,
donotemail.ecfbackuponly@gmail.com
Paul W. McElrath, Jr. on behalf of Joint Debtor Mary B. Boyce ecf@mcelrathlaw.com,
donotemail.ecfbackuponly@gmail.com
Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

TOTAL: 6